

Congressional Record.

PROCEEDINGS AND DEBATES OF THE SIXTY-SIXTH CONGRESS SECOND SESSION.

SENATE.

MONDAY, December 1, 1919.

THOMAS R. MARSHALL, of Indiana, Vice President of the United States, called the Senate to order at 12 o'clock meridian. Rev. Ulysses Grant Warren, D. D., of Syracuse, N. Y., offered the following prayer:

Almighty God, our Heavenly Father, again we have assembled in the councils of our Nation for the purpose of carrying forward its mighty program in the affairs of mankind. We pray that Thou wilt guide us with the wisdom with which Thou hast always presided over the affairs of Thy children. Bless us with the integrity of Abraham, the wisdom of Solomon, the spirit of the Master, as we approach these great problems in this age of reconstruction. May we be guided by the divine light from on high, and may the principles of social justice, political freedom, and universal brotherhood be the trinity of worship on the altar of which these Members may pay homage to Him who is King of Kings and Lord of Lords. We pray Thee to bless the Chief Executive of this Nation and every man and woman unto whose hands has been committed an office of trust in a representative form of government. Guide us and save us finally through Jesus Christ, our Lord. Amen.

The VICE PRESIDENT. Senators, the day and the hour provided by the Constitution of the United States and the laws enacted thereunder for the regular annual assembling in session of the Congress of the United States having arrived, the Secretary of the Senate will call the roll of Senators to ascertain if there be a constitutional number present to enable the Senate to transact business.

The Secretary called the roll, and the following Senators answered to their names:

Ashurst	Fletcher	McKellar	Smoot
Ball	France	Moses	Spencer
Bankhead	Frelinghuysen	Myers	Stanley
Beckham	Gay	Nelson	Sterling
Borah	Gerry	Newberry	Sutherland
Brandeggee	Hale	Norris	Swanson
Calder	Harris	Nugent	Thomas
Capper	Hitchcock	Owen	Townsend
Chamberlain	Johnson, Calif.	Page	Wadsworth
Colt	Johnson, S. Dak.	Phipps	Walsh, Mont.
Culberson	Jones, Wash.	Pittman	Warren
Cummins	Kellogg	Pomerene	Watson
Curtis	Keyes	Reed	Williams
Dial	King	Sheppard	
Edge	La Follette	Simmons	
Elkins	Lodge	Smith, Ga.	

Mr. CURTIS. I was requested to announce the absence of the Senator from Iowa [Mr. KENYON] on account of illness.

I was also requested to announce the absence of the Senator from Illinois [Mr. SHERMAN] on account of illness.

The VICE PRESIDENT. Sixty-one Senators have answered to the roll call. There is a constitutional quorum of Senators present.

LIST OF SENATORS.

The list of Senators by States is as follows:

Alabama—John H. Bankhead and Oscar W. Underwood.
Arizona—Henry F. Ashurst and Marcus A. Smith.
Arkansas—Joseph T. Robinson and William F. Kirby.
California—James D. Phelan and Hiram W. Johnson.
Colorado—Charles S. Thomas and Lawrence C. Phipps.
Connecticut—Frank B. Brandeggee and George P. McLean.
Delaware—Josiah O. Wolcott and L. Heister Ball.
Florida—Duncan U. Fletcher and Park Trammell.
Georgia—Hoke Smith and William J. Harris.
Idaho—William E. Borah and John F. Nugent.
Illinois—Lawrence Y. Sherman and Medill McCormick.
Indiana—James E. Watson and Harry S. New.
Iowa—Albert B. Cummins and William S. Kenyon.
Kansas—Charles Curtis and Arthur Capper.
Kentucky—J. C. W. Beckham and Augustus O. Stanley.
Louisiana—Joseph E. Ransdell and Edward James Gay.
Maine—Bert M. Fernald and Frederick Hale.

Maryland—John Walter Smith and Joseph I. France.
Massachusetts—Henry Cabot Lodge and David I. Walsh.
Michigan—Charles E. Townsend and Truman H. Newberry.
Minnesota—Knute Nelson and Frank B. Kellogg.
Mississippi—John Sharp Williams and Pat Harrison.
Missouri—James A. Reed and Selden P. Spencer.
Montana—Henry L. Myers and Thomas J. Walsh.
Nebraska—Gilbert M. Hitchcock and George W. Norris.
Nevada—Key Pittman and Charles B. Henderson.
New Hampshire—George H. Moses and Henry W. Keyes.
New Jersey—Joseph S. Frelinghuysen and Walter E. Edge.
New Mexico—Albert B. Fall and Andrieus A. Jones.
New York—James W. Wadsworth, jr., and William M. Calder.
North Carolina—F. M. Simmons and Lee S. Overman.
North Dakota—Porter J. McCumber and Asle J. Gronna.
Ohio—Atlee Pomerene and Warren G. Harding.
Oklahoma—Thomas P. Gore and Robert L. Owen.
Oregon—George E. Chamberlain and Charles L. McNary.
Pennsylvania—Boies Penrose and Philander C. Knox.
Rhode Island—LeBaron B. Colt and Peter G. Gerry.
South Carolina—Ellison D. Smith and Nathaniel B. Dial.
South Dakota—Thomas Sterling and Edwin S. Johnson.
Tennessee—John K. Shields and Kenneth McKellar.
Texas—Charles A. Culberson and Morris Sheppard.
Utah—Reed Smoot and William H. King.
Vermont—William P. Dillingham and Carroll S. Page.
Virginia—Claude A. Swanson.
Washington—Wesley L. Jones and Miles Poindexter.
West Virginia—Howard Sutherland and David Elkins.
Wisconsin—Robert M. La Follette and Irvine L. Lenroot.
Wyoming—Francis E. Warren and John B. Kendrick.

NOTIFICATION TO THE PRESIDENT.

Mr. LODGE submitted the following resolution (S. Res. 235), which was read, considered by unanimous consent, and agreed to:

Resolved, That a committee consisting of two Senators be appointed to join such committee as may be appointed by the House of Representatives to notify the President of the United States that a quorum of each House is assembled and that Congress is ready to receive any communication he may be pleased to make.

The VICE PRESIDENT appointed Mr. LODGE and Mr. HITCHCOCK as the committee on the part of the Senate.

NOTIFICATION TO THE HOUSE.

Mr. LODGE submitted the following resolution (S. Res. 236), which was read, considered by unanimous consent, and agreed to:

Resolved, That the Secretary inform the House of Representatives that a quorum of the Senate is assembled and that the Senate is ready to proceed to business.

HOUR OF MEETING.

Mr. LODGE submitted the following resolution (S. Res. 237), which was read, considered by unanimous consent, and agreed to:

Resolved, That the hour of daily meeting of the Senate be 12 o'clock meridian until otherwise ordered.

RAILROAD CONTROL—ADJOURNMENT.

Mr. LODGE. Mr. President, pending the report of the committee appointed to notify the President, I move that the Senate do now adjourn.

Mr. CUMMINS. Will the Senator from Massachusetts withhold the motion for a moment?

Mr. LODGE. Certainly.

Mr. CUMMINS. Mr. President, I had supposed that in accordance with the long-established custom the Senate would adjourn until a response could be received from the President of the United States. I desire to give notice that to-morrow, immediately after the close of the morning business, I shall move to take up for consideration the railroad bill, and I hope that the Senate will see its way clear to give its undivided consideration to that measure until we shall have concluded it.

Mr. THOMAS. Mr. President, I do not think there is anything but precedent, which sometimes is "better honored in the breach than in the observance," to justify an adjournment until to-morrow. The present session of the Senate has an enormous docket before it. Every day should count, every day must count, if we are to transact any considerable percentage of the business confronting us. Personally, therefore, I protest against the proposed adjournment.

Mr. CUMMINS. Under the circumstances I do not want to do anything that could be possibly construed as disrespectful to the President, and it is only because I felt that a disregard of a custom of many years might be construed as disrespect to the President that I said what I have.

Mr. CURTIS. Mr. President, I wish to suggest to the Senator from Iowa that the railroad bill is now the unfinished business, and therefore there could be no disrespect to the President if we went on with the unfinished business. I hope the Senate will remain in session for that purpose.

Mr. THOMAS. I wish to add, Mr. President, if I may, that inasmuch as we have had a long extra session of Congress, while this is the first regular session, it does not find us in the position which the Senate would occupy if there had been no such extra session. I think if there had been no extra session it would be perfectly proper—perhaps the proprieties would require—that we should adjourn until we heard from the President. Under the present circumstances I do not see that any disrespect or discourtesy is involved in our proceeding to the discharge of the business that is before us. We are sent here to transact business. We have transacted very little of it since last May. If the present session is to be drawn out in the same way we shall perhaps adjourn some time next September with very little behind us to show for our work.

Mr. CUMMINS. Mr. President, I wish to say, in addition to what I have already said, that I am quite ready to go on at this or any other moment at which the Senate will be willing to take up the bill; and if the Senate feels that it should not adjourn until a later hour in the afternoon, it will be entirely agreeable to me.

Mr. LODGE. I made the motion to adjourn in accordance with, I think, the unbroken custom to take a recess or adjourn on the first day of the session until the committee appointed to notify the President that Congress was ready to do business and receive any communication he might be pleased to make had performed its duty. The House, of course, joins with us in that action. The President is ill. I should be extremely sorry, personally, if anything were done which could be construed into any disrespect to him. For that reason I made the motion. If the Senate sees fit to vote the motion down, of course I shall bow to the will of the Senate.

The VICE PRESIDENT. The Chair understood that the Senator withheld the motion. Does he make it now?

Mr. LODGE. I make the motion.

The VICE PRESIDENT. The question is on the motion of the Senator from Massachusetts that the Senate adjourn.

Mr. THOMAS. I ask for the yeas and nays.

The yeas and nays were ordered, and the Secretary proceeded to call the roll.

Mr. JOHNSON of South Dakota (when his name was called). I have a pair with the Senator from Maine [Mr. FERNALD]. In his absence I withhold my vote. If permitted to vote, I should vote "nay."

Mr. STERLING (when his name was called). I have a general pair with the senior Senator from South Carolina [Mr. SMITH]. In his absence I withhold my vote.

Mr. WILLIAMS (when his name was called). I have a pair with the senior Senator from Pennsylvania [Mr. PENROSE] and am, therefore, compelled to withhold my vote. If I were at liberty to vote, I should vote "yea."

The roll call was concluded.

Mr. MYERS. I understand that the Senator from Connecticut [Mr. McLEAN], with whom I have a pair, has not voted. I transfer my pair with that Senator to the Senator from Mississippi [Mr. HARRISON] and vote "yea."

Mr. CHAMBERLAIN (after having voted in the affirmative). I have a general pair with the junior Senator from Pennsylvania [Mr. KNOX]. I transfer my pair to the Senator from New Mexico [Mr. JONES] and allow my vote to stand.

Mr. WATSON (after having voted in the affirmative). I have a general pair with the senior Senator from Delaware [Mr. WOLCOTT]. I transfer my pair to my colleague the junior Senator from Indiana [Mr. NEW] and permit my vote to stand.

Mr. CURTIS. I desire to announce that the Senator from Iowa [Mr. KENYON], the Senator from Illinois [Mr. SHERMAN],

and the Senator from Pennsylvania [Mr. PENROSE] are absent on account of illness.

I have been requested to announce the following pairs:

The Senator from Illinois [Mr. McCORMICK] with the Senator from Nevada [Mr. HENDERSON];

The Senator from New Mexico [Mr. FALL] with the Senator from Wyoming [Mr. KENDRICK];

The Senator from Ohio [Mr. HARDING] with the Senator from Alabama [Mr. UNDERWOOD]; and

The Senator from Vermont [Mr. DILLINGHAM] with the Senator from Maryland [Mr. SMITH].

Mr. GAY. I desire to announce that my colleague the senior Senator from Louisiana [Mr. RANDELL] is necessarily absent from the Senate.

Mr. GERRY. I wish to announce that the Senator from Mississippi [Mr. HARRISON], the Senator from Nevada [Mr. HENDERSON], the Senator from New Mexico [Mr. JONES], the Senator from Wyoming [Mr. KENDRICK], the Senator from Arkansas [Mr. KIRBY], the Senator from North Carolina [Mr. OVERMAN], and the Senator from California [Mr. PHELAN] are necessarily absent from the Senate.

I wish also to announce that the senior Senator from Arkansas [Mr. ROBINSON], the Senator from Tennessee [Mr. SHIELDS], the Senator from Oklahoma [Mr. GORE], the Senator from Arizona [Mr. SMITH], the Senator from Delaware [Mr. WOLCOTT], and the Senator from Massachusetts [Mr. WALSH] are absent on public business.

The result was announced—yeas 44, nays 12, as follows:

YEAS—44.

Asburt	Elkins	McKellar	Sheppard
Ball	France	Moses	Simmons
Bankhead	Gay	Myers	Smith, Ga.
Beckham	Gerry	Nelson	Smoot
Borah	Hale	Newberry	Spencer
Brandeggee	Harris	Norris	Stanley
Calder	Hitchcock	Page	Swanson
Chamberlain	Johnson, Calif.	Phipps	Townsend
Colt	Kling	Pittman	Walsh, Mont.
Culberson	La Follette	Pomerene	Warren
Dial	Lodge	Reed	Watson

NAYS—12.

Cummins	Fletcher	Kellogg	Sutherland
Curtis	Frelinghuysen	Keyes	Thomas
Edge	Jones, Wash.	Nugent	Wadsworth

NOT VOTING—39.

Capper	Jones, N. Mex.	New	Smith, Ariz.
Dillingham	Kendrick	Overman	Smith, Md.
Fall	Kenyon	Owen	Smith, S. C.
Fernald	Kirby	Penrose	Sterling
Gore	Knox	Pelan	Trammell
Gronna	Lenroot	Poinexter	Underwood
Harding	McCormick	Ransdell	Walsh, Mass.
Harrison	McCumber	Robinson	Williams
Henderson	McLean	Sherman	Wolcott
Johnson, S. Dak.	McNary	Shields	

So the motion was agreed to; and (at 12 o'clock and 22 minutes p. m.) the Senate adjourned until to-morrow, Tuesday, December 2, 1919, at 12 o'clock meridian.

HOUSE OF REPRESENTATIVES.

Monday, December 1, 1919.

This being the day fixed by the Constitution of the United States for the annual meeting of the Congress of the United States, the House of Representatives of the Sixty-sixth Congress, having been duly organized at the extra session beginning May 19 last, met in its Hall at 12 o'clock m. for the first regular session, and was called to order by the Speaker, Hon. FREDERICK H. GILLET, a Representative from the State of Massachusetts.

The Chaplain, Rev. Henry N. Couden, D. D., offered the following prayer:

Father Almighty, in the swift flight of time Thou hast brought us to the beginning of the first regular session of the Sixty-sixth Congress.

The past has gone save for the results which have been woven into the tissues of our Republic. The future looms large before it, questions of great moment must be solved, hence our hearts turn to Thee for guidance.

Imbue the Speaker of this House and each Representative with wisdom, strength, courage, fortitude, that they may think deeply, act nobly, do justly, and meet the tasks before them with courageous hearts and leave behind them a record worthy of American statesmen, and thus add solidity, strength, and greater achievements to our Government; and all praise we will ascribe to Thee, in the name and spirit of the Master. Amen.